LF 275-92

G. R. S. IX-5]

1896-97

Previous references.

191

(LB.)

File No. 19896

Serial Nos. 1105

Later references.

LB. 4-90
8-89

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1105

~~Major~~ or ~~Part~~ B for June 97

SUBJECT.

Treating Assistant Commissioners &c
as Members of the District Jury Boards

W D 1250—GPB—30,000 28-1-19

L 2296

OFFICE OF THE DEWAN OF MYSORE
10517
19 MAY 1897
1896

Gen. 3[illegible]

L B B
19-5-97

From The President of the
District Fund Board
Bangalore District

To The Secretary to the Govt
of Mysore
Genl & Rev Departments,
Bangalore.

Dated 14th May 1897.
Despatched 17th do
Received

Section General No. 2 30
File No D No 1783
Serial No Enclosure No. 1.

Serial
Please put up L F Sr 275-92.
Noted
21/5
Submitted for orders
The file is not forthcoming in R.
with reference.
Heard if Hon'ble are D.M.G. 5/6/97
Those that are typed documents
8/6/97

Serial No 10701 in L. F 275-92.

The Secretary's docket No 10701 dated 29th March 1897, L.F. 275-92 amend the appointment of the 2nd General Assistant Commissioner of this District as an ex-Officio member of the District Fund Board.

As called for in the above docket has the honor to submit a copy of circular No 269 dated 29th June 1892 issued by the late Mr. Shujaet Ali Khan, the then Deputy Commissioner, nominating the 1st and 2nd General Assistant Commissioners

Subject to 1st Cr.

The mere fact that an appointment has been placed in charge of one or more subdivs does not constitute him an "Appointment in charge of a Sub Div". He cannot therefore become an ex officio member of the D. F. Board.

The Complete Sub Div officer is an officer in charge of a Sub Div & is therefore rightly a member

The Rules contemplate the appointment of only one Appointment-District Officer as a member of the Board - Hence the Appointment

Ref. 13-27-35 L.F. 275-92 D.M.G. 5/97

as Division Officers - As regards the authority under which the 1st General Assistant Commissioner became a member of the District Fund Board, reference is requested to Notification No. 110 dated 4th July 1874 published in the Mysore Gazette of the 11th Idem, stating that "The Assistant Commissioner at District Head Quarters" is recognized as a member.

B. Rice
for President of the
District Fund Board

the Sub Div were originally formed and Asst Collrs placed in charge the same were called Sub Divl Officers and vested with the powers prescribed by the Land Revenue Code

For the purpose of carrying out the Rules relating to Local Funds it seems to me that we may construe the words in s. (cl 3) i.e. "The Asst Collr" in charge of a Sub Div" as including not only Sub Divl Officers appointed under the Code of Civil Procedure but also Asst Collrs placed in charge of Talukas under the Revenue Code, the latter in effect Asst Collrs in charge of Sub Divs or portions of Divs. In this view I think an Asst Collr in charge of one or more Talukas may be regarded as an Asst Collr in charge of Sub Div of a Dist and as such become an Ex Officio Member of the Dist Council.

I agree with the Secy in thinking that under Rule 3 Asst Collrs cannot be appointed Ex Officio Members but the rule requires amendment.

A Rumbold
17/6/97

17. 6. 97

is already a member of the Board. The 2nd Class Asst Collrs cannot also be appointed as members.

Under the existing Rules, Dy Collrs cannot be appointed ex officio members. This defect may be remedied in the new Regulation.

The Dy Collrs may be appointed as at present.

16/6/97

When the Rules of 4th Jany 1874 were passed the Sub Divs of Dists and Sub Divl Officers in charge of the same.

Under the present Revenue Code (s. 8) an Asst Collr may be placed in charge of the Revenue Admn of one or more of the Talukas in a Dist. There is no separate provision in the Revenue Code for creation of Sub Divs but the Code of Criminal Procedure (s. 8) empowers Govt to divide Dists into Sub Divs. It is in Criminal pro-

L 1639

Gen. 31

OFFICE OF THE
7037
17-2-97
WAN OF MYSORE

From The Deputy Commissioner
Bangalore District.

To The Secretary
to the Government of Mysore
Revenue and General Departments
Bangalore

Dated 9th February 1897

Despatched 15

Received

General No.	L 1639
Section	
19	
Enclosure No.	
No	

Submits a copy of the Proceedings of the District Fund Board meeting held on the 3rd Instt and states that the 2nd Divisional Assistant Commissioner and Division Officer should also be made an ex-officio member and suggests that the Deputy Amildars should be made members.

SBB 16/2/97

Submitted to Secretary's orders

18/3/97 BBR.

D. No. 828
ex: 1

Deputy Commissioner's Office
Bangalore, 4th February 1897.

To,

The Secretary to the Government
of Mysore,
Rev. and Genl. Departments,
Bangalore

Sir,

I have the honor to submit herewith a Copy of the Proceedings of the District Fund Board meeting held on the 3rd Instant

2. I beg to bring to the notice of Government, that as at present constituted, the Board is represented by only 2 officers in charge of Sub Divisions; viz: the Closepete Sub Division officer, and the 1st General Assistant Commissioner. But the 2nd General Assistant Commissioner who is also in charge of the Hoskote and Anekal Talukes, is not a member. Under Rule I of Notification 110 dated 4th July 1874, published in the Mysore Gazette of the 11th Idem, the Board consists of "the Assistant Commissioners in Charge of Sub Divisions". According to this rule, the 2nd General Assistant Commissioner and [illegible] Division officer should also be made an ex-officio member.

3. Government Proceedings No. 2484-92 dated 2nd June 1891, rules that Deputy

92

17

Amildar

Amildars cannot be made members of of the District Fund Board. But their attendance at the meetings to offer advice is permitted. Instead of this informal recognition, I beg leave to suggest that Deputy Amildars should be made members, as they are in quasi-independent charge of their Sub Talukas, and represent the various interests thereof.

I have the honor to be,

Sir,

Your most obedient Servant;

W. Narasimmayya

Deputy Commissioner.

(8)

(General Serial No. 31.)

188

From

To

The Deputy Commissioner
Bangalore Dist

Dated 15.11.96 March 1897

Despatched

Received

Enclosures No.

General No. 10701

L.R. No. 275-96

Office note
Issued in L.R. 51-96

His No. 828 dated 9/2/97 - Submitting a copy of proceedings of a meeting held by the D. F. Board of Bangalore on 3rd February 1897 and suggesting that the 2nd General Asstt Commr and Sub Division Officer should be made ex-Officio members, and Deputy Amildars members of the Board

N 1784

With reference to the above, the D.C. is requested

by order under which the [illegible] Cannon became a member of the Board and the Order by which the 2nd Asst Cannon was constituted a civil Division Officer.

By order

Chapt

[illegible]

L 2325

Gen. Serial No. 30.]

OFFICE OF THE
10636
25. MAY 1897
DIWAN OF MYSORE.

1897

From The Deputy Commissioner
Chitaldroog District

To

The ~~Chief~~ Secretary to the Government
~~Dewan~~ of Mysore.
Revenue and Rev: Department

Dated 13th May 1897.

Despatched 14/5/97

Received 19

No

Serial No Enclosures No

General No. 928
No. 864

In reply to

SUBJECT.

Soliciting instructions as to which of the Asst: Commissioners allotted to the District may be appointed as Ex-officio Members of the Local Fund Boards &c.

Samuel.
Put up file about
D. J. rules. Org 26/5/97

L. F. 124-94 put up.
L 28/5

Submitted, with a spare copy of notification ch 110 of 4/7/74. (Please see para 1).
L. J. 275-992 contains a similar proposal from the Comr of Bangalore.
Org 5/6/97
L 8/6/97

Invited attn to
Please see my note on the Bangalore Commissioner's letter No. D 1183 of 14/6/97. As the Rules stand, the Asst. Commr on General Duty at the District HQ Quarters is an ex-officio member while the Asst Commr at Davangere is not. C

In the case of 16/6/97
Asst. Commr at
the other case, I think
the Assistant at Davangere
may be appointed as Assistant
in charge of a portion or part
of the Chitaldroog Dt and as such
is an Ex-Officio Member of the Dt Fd
under Clause 3 (1) of the Rules
6.97 & 4 in L 174 Aff

J B B 22/5/97

References (to be entered only in the Dewan's Office)

To the same 13-27-34
L. J. 275-92 9/9.6.97

No.

Deputy Commissioner's Office
Chitaldrug District
Dated Chitaldrug 13th May 1897.

To,
The Secretary to the
Government of Mysore
General and Revenue Department.

Sir,

I have the honor to state that there are at present attached to this District three Assistant Commissioner one for charge of the Davangere Range and another for General duties and the third for the Treasury charge. Of these one is a member of the Local Fund Board Ex Officio but it is not certain which should be considered to be the member Ex Officio whether the Assistant Commissioner at Davangere or the Assistant Commissioner doing general duties. Now that the arrangement by which an Extra Assistant Commissioner is given for each district for general duties

duties is made a permanent one, I beg to suggest that this 2nd or Extra Assistant Commissioner may also be made an Ex-Officio member of the Local Fund Board. He will be moving in the District and in order to strengthen his hands, while inspecting Local Fund Works, it is, I consider, necessary that he should be given the status of a member of the Board.

I have the honor to be,
Sir,
Your most obedient servant
Deputy Commissioner

M.

Office of the Dewan
19th May 1897
of Mysore.

L. 2296.

From - The President of the District Fund Board, Bangalore District

To The Secretary to the Govt. of Mysore, Jud. & Rev. Department Bangalore.

Section: L.B.
File No: 19-96
Serial No: 4

Dated 11th May 1897
Despatched. 11th -do-
Received
General No.
D No. 1183
Enclosure No. 1

924

The Secretary's Docket No. 10701 dated 29th March 1897, annexed the appointment of the 2nd General Assistant Commissioner of this District as an ex-officio member of the District Fund Boards.

As called for in the above, I have the honor to submit a copy of Circular No. 269 dated 29th June 1892 issued by the late Mr. Mir Shujaet Ali Khan, the then Deputy Commissioner, - nominating the 1st & 2nd General Assistants

Assistant Commissioners as during
absence of regard the authority under
which the 1st General Assistant
Commissioner becomes a member
of the British Zone Board. Re
ference is requested to Protocol
No 110 dated 11th July 1945 published
in the Supreme Gazette as the 1st item
reading that "the Associated Com
missioners at District Head Quarters"
is recognised as a member.

(sd). [illegible]
for President
Lt Col RA
Legal Staff

Circular No. 269 dated 29th June 1892.

Mr. Raghavacharlu, 1st General Assistant Commissioner is put in charge of the current work in the Taluks of Devanhalli and Doddballapur and Mr. Vidyanatha Iyer 2nd General Assistant Commissioner in the Taluks of Hoskote and Anekal.

They will correspond directly with the Amildars concerned and dispose of all minor matters of routine without reference to the Deputy Commissioner. All such subjects as are reserved by the Revenue Code or the Rules framed under it or any other law or rules for disposal by the Deputy Commissioner or as may be reserved by any General or Special order of the Deputy Commissioner for disposal by himself or by any Special Officer, shall not be finally disposed of by the Assistant Commissioners above named under the general powers hereby delegated to them, but shall be reported for orders. They may however initiate proceedings or enquiry, but the final disposal shall be left to the Deputy Commissioner or other Officer in Special charge of the subject. e.g. Police to the

Police Assistant Commissioner, Forest to the Forest Assistant, Treasury to the Treasury Assistant, Excise to Mr. Raghava Charlu, Famine Relief, Maramat, Local and District Fund and Municipalities to Mr. Bapu Rao and Muzrai to Mr. M. Annaji Rao

A copy of the circular* giving certain powers in respect to appointment &c. of subordinates to Amildars is herewith forwarded to the above mentioned Officers. The powers therein conferred on Amildars and the instructions it contains shall be continued, but the tabular and other reports therein called for shall be submitted through the Assistants concerned, who will pass them on with such remarks as they deem meet. This circular shall apply to the Assistant Commissioners also Mutatis mutandis to the limit of monthly pay in their case being Rs 25/-

* No. 231 dated 16th June 1892.

Amildars shall directly correspond with the Assistant Commissioners that have the charge of their Taluks respectively and their reports addressed to the Deputy Commissioner and other Special Officers

above mentioned, shall pass through the Divisional Officers except in the case of emergency.

Reports regarding special subjects reserved for special officers as mentioned above shall in the first instance be sent by the Amildars to the Officers concerned.

The above shall take effect from the 1st July next.

(Signed) Mir Shujaet Ali
Dy Commissioner
Bangalore District.

"Copy"

[illegible]

for Dy Commissioner

Read

Letter from the Presd. of the Dt. Bd. Chitaldrug No. 920/864 dt 13 May 1897, requesting instructions as to which of the three Asstt Commrs in the district should be regarded as a member of the Board:

Correspondence ending with Letter from the Presd. of the Dt. Bd, Bangalore No 1103 dt 14 May 1897, suggesting that the 2d Asstt Commr, and Dt Amildar may be made ex-officio members.

Serial No 5 L 2390 No 135-27-34 dt 19.6.97
Order thereon L 7275-92

Under the Rules of 4th July 1874, relating to the establishment of District Fund Committees, all "Asstt Commrs in charge of Sub-divisions," besides the Asstt Commr at District Hd.-Quarters, are ex officio members. ~~In the Officers constituting these Rules, it is necessary to construe the~~ Govt are of opinion that this expression as including not only officers in charge of Sub-Divisions created for the purposes of the Crim. Pro. Code but also all Asstt Commrs placed in charge of one or more Talukas or sub-divisions of a District. All such Asstt Commrs should accordingly be regarded as ex-officio members of Dt Bds.

Print

2. With regard to Dt Amildars, it is observed that, under the Existing Rules, they cannot be regarded as ex-officio members, but that the power has been noted for circumvention along with the Deputy Local Boards Regns under preparation.

17/6/97

Secretary

To The Dy Commr, Chitaldrug Dt.
" , Bangalore Dt.
The Secretaries of the Districts

Proceedings of the Government of Mysore, Local Boards Branch, Local Funds, dated 19th June 1897.

READ :—

Letter from the President of the District Fund Board, Chitaldrug, No. 928—864, dated 13th May 1897, requesting instructions as to which of the three Assistant Commissioners in the district should be regarded as a member of the Board.

Correspondence ending with letter from the President of the District Fund Board, Bangalore, No. 1183, dated 14th May 1897, suggesting that the 2nd General Assistant Commissioner and Deputy Amildars may be made *ex-officio* members.

No. 13527-34—L. F. 275-92, DATED. BANGALORE. 19TH JUNE 1897

ORDER THEREON.—Under the Rules of 4th July 1874, relating to the establishment of District Fund Committees, all "Assistant Commissioners in charge of Sub-Divisions," besides the Assistant Commissioner at district head-quarters, are *ex-officio* members. Government are of opinion that this expression includes, not only Officers in charge of sub-divisions created for the purposes of the Criminal Procedure Code, but also all Assistant Commissioners placed in charge of one or more taluks or sub-divisions of a district. All such Assistant Commissioners should accordingly be regarded as *ex-officio* members of District Fund Boards.

2. With regard to Deputy Amildars, it is observed that, under the existing rules, they cannot be regarded as *ex-officio* members, but that the point has been noted for consideration along with the Draft Local Boards Regulation under preparation.

C. SREENIVASIENGAR,
Secy. to Govt. Revn. & Rev. Depts.

To—The Deputy Commissioner, Chitaldrug District.
The Deputy Commissioner, Bangalore District.
The Deputy Commissioners of other Districts.

Exd.—H.A.A.